

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED
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Applicant: Thomas A. Saksa

Examiner: Amy R. Cohen

MAY 26 2005

Serial No.: 09/940,363

Group Art Unit: 2859

Filed: August 27, 2001

Docket No.: 10011180-1

Title: MEASUREMENT AND MARKING DEVICE

CERTIFICATE OF TRANSMISSION

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

I hereby certify that the following papers are being facsimile transmitted to the U.S. Patent and Trademark Office, Fax No.: (703) 872-9306 on the date shown below:

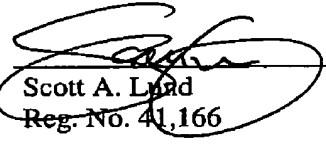
1. Request for Continued Examination (RCE) under 37 CFR 1.114 (2 pgs.).
2. Preliminary Amendment (9 pgs.)

Respectfully submitted,

Thomas A. Saksa,

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Date: May 26, 2005
 SAL:jan

By: 

Scott A. Lind
 Reg. No. 41,166

12 PAGES - INCLUDING COVER PAGE

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 MAY 27 2005
 USPTO/JCWS

HEWLETT-PACKARD COMPANY
 Intellectual Property Administration
 P. O. Box 272400
 Fort Collins, Colorado 80527-2400

PATENT APPLICATION
 ATTORNEY DOCKET NO. 10011180-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Thomas A. Saksa

Confirmation No.: 5070

Application No.: 09/940,363

Examiner: Amy R. Cohen

Filing Date: August 27, 2001

Group Art Unit: 2859

Title: MEASUREMENT AND MARKING DEVICE

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Mall Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

MAY 26 2005

REQUEST FOR CONTINUED EXAMINATION (RCE) 37 CFR 1.114

Subsection (b) of 35 U.S.C. 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.
 See The American Inventors Protection Act of 1999 (AIPA).

Sir:

This is a Request for Continued Examination (RCE) under CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 29, 2000. If the above- application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under CFR 1.59(d) (PTO/SB/29) Instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

Submission under 37 CFR 1.114

() Previously submitted:

- () Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____.
 (Any unentered amendment(s) referred to above will be entered).
- () Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- () Other _____

(X) Enclosed:

- () Amendment/Reply
- () Affidavit(s)/Declarations(s)
- () Information Disclosure Statement (IDS)
- (X) Other Preliminary Amendment

Miscellaneous

- () Suspension of action is requested under 37 CFR 1.103(c) for a period of _____ months.
 The fee for this Suspension is (37 CFR 1.17(i)) \$130.00
- () Other _____

05/27/2005 SFELEKE1 00000034 082025 09940363

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**CONTINUED EXAMINATION TRANSMITTAL
(RCE) (37 CFR 1.114) (continued)**

ATTORNEY DOCKET NO. 10011180-1

(X) RCE filing fee \$790.00

() A Petition for Extension of Time

- | | |
|------------------|-----------|
| () one month | \$120.00 |
| () two months | \$450.00 |
| () three months | \$1020.00 |
| () four months | \$1590.00 |

Please charge to Deposit Account **08-2025** the sum of **\$790.00**. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account **08-2025** pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account **08-2025** under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

(X) A duplicate copy of this transmittal letter is enclosed.

() I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

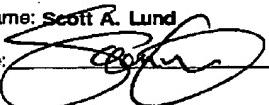
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Number of pages: 12

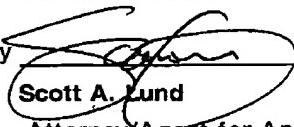
Typed Name: Scott A. Lund

Signature: 

Respectfully submitted,

Thomas A. Saksa

By

Scott A. LundAttorney/Agent for Applicant(s)
Reg. No. 41,166

Date: May 26, 2005

Telephone No.: (612) 573-2006